

1 LATHAM & WATKINS

Michael J. Weaver (CA Bar No. 058581)

2 Dean T. Janis (CA Bar No. 144791)

3 Timothy A. Horton (CA Bar No. 205414)

701 B Street, Suite 2100

4 San Diego, California 92101-8197

5 Telephone: (619) 236-1234

Facsimile: (619) 696-7419

6 HALE AND DORR LLP

7 James L. Quarles III (DC Bar No. 359079)

8 David A. Wilson (DC Bar No. 430400)

Maria K. Vento (DC Bar No. 473713)

9 1455 Pennsylvania Avenue, N.W., 10th Floor

Washington, D.C. 20004

10 Telephone: (202) 942-8400

11 Facsimile: (202) 942-8484

12 WILMER, CUTLER & PICKERING

Howard M. Shapiro (DC Bar No. 454274)

13 Denise Esposito (DC Bar No. 445852)

Amy T. Kreiger (DC Bar No. 453164)

14 2445 M Street, N.W.

Washington, D.C. 20037

15 Telephone: (202) 663-6000

16 Facsimile: (202) 663-6363

17 Attorneys for Plaintiff WELLSTAT

18 THERAPEUTICS

CORPORATION F/K/A PRO-NEURON,

19 INC.

20 SUPERIOR COURT OF THE STATE OF CALIFORNIA

21 COUNTY OF SAN DIEGO

22 WELLSTAT THERAPEUTICS

23 CORP., a California corporation

(F/K/A, PRO-NEURON, INC., a

24 California Corporation)

25 Plaintiff,

26 v.

27 THE REGENTS OF THE

UNIVERSITY OF CALIFORNIA, a

28 California corporation; DR. ROBERT

CASE NO. GIC 769430

PROOF OF SERVICE

1 K. NAVIAUX, an individual and an
2 agent and employ of the University of
3 California, San Diego; REPLIGEN
4 CORPORATION, a Delaware
5 corporation; and DOES 1 through 20,
6 inclusive,

7 Defendants.

8 **PROOF OF SERVICE**

9 I am employed in the County of San Diego, State of California. I am over the age of 18
10 years and not a party to this action. My business address is Latham & Watkins, 701 B Street, Suite 2100,
11 San Diego, CA 92101-8197.

12 On September 5, 2002, I served the following document described as:

13 **SECOND AMENDED COMPLAINT FOR:**

- 14 (1) BREACH OF CONTRACT – REGENTS' NONDISCLOSURE AGREEMENT
15 (2) BREACH OF CONTRACT – CLINICAL TRIAL AGREEMENT;
16 (3) BREACH OF IMPLIED COVENANTS OF GOOD FAITH AND FAIR DEALING;
17 (4) SPECIFIC PERFORMANCE;
18 (5) INJUNCTIVE RELIEF;
19 (6) BREACH OF CONTRACT – NAVIAUX NONDISCLOSURE AGREEMENT;
20 (7) BREACH OF CONTRACT – NAVIAUX CONSULTING AGREEMENT;
21 (8) MISAPPROPRIATION OF TRADE SECRETS;
22 (9) INJUNCTIVE RELIEF;
23 (10) INDUCEMENT OF BREACH OF CONTRACT;
24 (11) UNFAIR COMPETITION; AND
25 (12) DECLARATORY RELIEF

26 by serving true copies of the above-described documents in the following manner:

27 **BY FEDERAL EXPRESS**

28 I caused such envelope to be delivered by hand to the offices of the addressee(s) VIA
FEDERAL EXPRESS, addressed as follows

29 ATTORNEYS FOR DEFENDANTS
30 THE REGENTS OF THE UNIVERSITY
31 OF CALIFORNIA:

32 JOHN A. SCOTT
33 MORRISON & FOERSTER LLP
34 3811 VALLEY CENTRE DRIVE
35 SUITE 500
36 SAN DIEGO, CA 92130-2332
37 TELEPHONE: 858-720-5100
38 FACSIMILE: 858-720-5125

39 ATTORNEYS FOR DEFENDANTS
40 THE REGENTS OF THE UNIVERSITY

41 ATTORNEYS FOR DEFENDANT REPLIGEN
42 CORPORATION:

43 REGINALD A. VITEK, ESQ.
44 JACK LEER, ESQ.
45 SELTZER CAPLAN McMAHON VITEK
46 750 B STREET
47 2100 SYMPHONY TOWERS
48 SAN DIEGO, CA 92101
49 TELEPHONE: 619-685-3003
50 FACSIMILE: 619-685-3100

51 ATTORNEYS FOR DEFENDANT REPLIGEN
52 CORPORATION:

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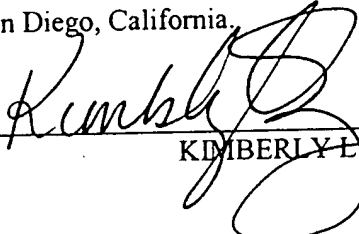
OF CALIFORNIA:

GERALD P. DODSON, ESQ.
KEN KUWAYTI, ESQ.
MORRISON & FOERSTER LLP
755 PAGE MILL ROAD
PALO ALTO, CA 94304-1018
TELEPHONE: 650-813-5600
FACSIMILE: 650-494-0792

RICHARD S. SANDERS, ESQ.
TESTA, HURWITZ & THIBEAULT
125 HIGH STREET
BOSTON, MA 02110
TELEPHONE: 617-248-7000
FACSIMILE: 617-248-7100

I declare that I am employed in the office of a member of the Bar of, or permitted to practice before, this Court at whose direction the service was made and declare under penalty of perjury that the foregoing is true and correct.

Executed on September 5, 2002, at San Diego, California.


KIMBERLY L. LASKY